

ORIGINAL

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION

FILED  
U.S. DISTRICT COURT  
NORTHERN DIST. OF TX.  
FT. WORTH DIVISION

2014 SEP -2 AM 10:18

CLERK OF COURT

JAMES JOSEPH SMITH  
Plaintiff,

VS.

RANDY WATKINS, et al.,  
Defendants

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CIVIL ACTION NO. 4:14-CV-00710-A

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**DEFENDANT J. THOMSON'S NOTICE OF CONSENT TO REMOVAL**

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Defendant J. Thomson, in his official capacity as a police officer with the Fort Worth Police Department, files his notice of consent to removal.

1. Plaintiff is James Joseph Smith.<sup>1</sup> Defendants are Randy Watkins, J. Thomson, S. Murray, J. Scott, M. King, Aisha Saleem, Terry Means, Jeffery Cureton, John McBryde, Angela Saad, Christopher Curtis, Peter Fleury and Simon Gonzalez.

2. On August 1, 2014, Plaintiff sued Defendants in a Texas state court -- the 348<sup>th</sup> District Court of Tarrant County, Texas, bearing Cause No. 348-273458-14. Plaintiff's claims against J. Thomson include allegations that his constitutional rights were violated under the U.S. Constitution (see Paragraph 21 of Plaintiff's Original Petition).

3. Defendant J. Thomson is filing his Original Answer in Federal Court simultaneously with this Consent to Removal.

4. On August 27, 2014, Defendants Saad, Curtis and Fleury filed a notice of removal, removing the case to this United States District Court. Defendants mistakenly believed

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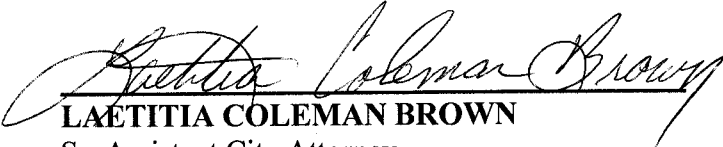
<sup>1</sup> In various pleadings, Plaintiff has identified himself as Christopher Robert Weast, Chris Robert and James Joseph Smith.

Defendant J. Thomson had not been served based on a clerical mistake in the Tarrant County records online. The Clerk has been informed of the mistake and has corrected the record.

5. Defendant J. Thomson, in his official capacity as a police officer with the Fort Worth Police Department, agrees with the Notice of Removal and consents to removal of this action to federal court.

WHEREFORE, PREMISES CONSIDERED, Defendant J. Thomson, in his official capacity as a police officer with the Fort Worth Police Department, respectfully asks this Court to accept this notice of consent to removal and for general relief.

Respectfully submitted,



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*Attorneys for Defendant J. Thomson*

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of the foregoing document was sent to the undersigned in accordance with the Texas Rules of Civil Procedure on this 2<sup>nd</sup> day of September, 2014:

***Via First Class Mail & Certified Mail – Return Receipt Requested***

James Joseph Smith – CM/RRR No. 7013 2630 0002 1582 4844  
833 Hallvale Drive  
Fort Worth, Texas 76108  
*Plaintiff Pro Se*

***Via First Class Mail & Certified Mail – Return Receipt Requested***

James Joseph Smith, Register No. 47797-177 – CM/RRR No. 7013 2630 0002 1582 4851  
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